

In the City Council
City of Lodi
Lodi, California

ORDINANCE NO. 399

AN ORDINANCE AMENDING ORDINANCE NO. 375,
ENTITLED: "AN ORDINANCE LICENSING FOR
PURPOSES OF REVENUE, CERTAIN PROFESSIONS,
BUSINESSES, TRADES AND OCCUPATIONS IN
THE CITY OF LODI", BY THE ADDITION OF
A SECTION TO BE NUMBERED 5.1 AND BY
THE AMENDMENT OF SECTION 3.

BE IT ORDAINED by the Council of the City of Lodi as follows:

1. A new section is added to Ordinance No. 375 which shall read as follows:

"Sec. 5.1 GRAPE FESTIVAL. For the purpose of this Ordinance, the Lodi Grape Festival and National Wine Show, hereinafter referred to as Festival, shall be considered to be a fixed place of business within the City of Lodi and shall pay to the City Treasurer the sum of Twenty-five Dollars (\$25.00) per day during the actual operation of said Festival. This said sum shall not constitute a tax against said Festival, but shall be paid on behalf of all concessionaires, exclusive of carnivals and allied sideshows, officially listed with the City Treasurer by the Festival prior to the first day of actual operation, who transact their business wholly upon grounds operated by the Festival. Each of said officially listed concessionaires shall, upon payment by the Festival of said sum of Twenty-five Dollars (\$25.00) per day, be entitled to such license as may in this Ordinance be required. Each such license shall be in effect during the period of actual operation of the Festival for business conducted on Festival grounds and shall be displayed and be subject to all other provisions of this Ordinance."

2. Section 3 of said Ordinance No. 375 is amended to read as follows:

"Sec. 3. LICENSE TAX - FIXED PLACE OF BUSINESS. Every person commencing, transacting and carrying on at a fixed place of business in the City of Lodi any business other than those enumerated in Sections 5 and 5.1 hereof shall pay an annual license tax based upon the average number of employees employed in such business as defined in Section 26a hereof, of Fifteen Dollars (\$15.00) for the first employee, three Dollars (\$3.00) each for the next nine (9) employees, One Dollar (\$1.00) each for the next forty (40) employees and Fifty Cents (.50) each for each additional employee."

3. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any court or competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council of the City of Lodi hereby declares that it would have adopted this Ordinance and each section, subsection, sentence, clause, phrase or portion thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or portions be declared invalid or unconstitutional.

4. EFFECTIVE DATE. This Ordinance shall be effective on and after October 21, 1949.

Approved this 21st day of September, 1949.

ROBERT H. RINN

Mayor of the City of Lodi

Attest:

J. F. BLAKELY

City Clerk

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I, J. F. Blakely, City Clerk of the City of Lodi do hereby certify that the foregoing Ordinance No. 399 was introduced in the City Council of said City in regular meeting held September 7, 1949, and was thereafter passed, adopted and ordered to print at a meeting of said City Council held September 21, 1949, by the following vote:


AYES: Councilmen BULL, HASKELL, LYFLE, TOLLIVER AND RINN

NOES: Councilmen NONE

ABSENT: Councilmen NONE

I further certify that Ordinance No. 399 was approved and signed by the Mayor on the date of its passage and that the same has been published as required by law.

October 1, 1949



City Clerk